IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 607 (S/S) of 2006

Deep Singh,
Son of late Sri Tara Singh,
Assistant Teacher, LT Grade,
Guru Nanak Inter College,
Nanak Matta,
District – Udham Singh Nagar. ……..Petitioner

V e r s u s

1. Guru Nanak Inter College, Nanak Matta, District – Udham Singh Nagar through Administrator.
2. Principal, Guru Nanak Inter College, Nanak Matta, District – Udham Singh Nagar.
3. District Education Officer, Udham Singh Nagar.
4. District Magistrate, Udham Singh Nagar.
5. Regional Joint Director of Education, Nainital, State of Uttaranchal.
6. Director of Education, State of Uttaranchal, Dehradun.
7. Secretary, State of Uttaranchal, Dehradun.

……Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri Vijay Bhatt, learned counsel for the petitioner, Dr. Udyog Shukla, learned counsel for respondent nos. 1 and 2, and Sri Paresh Tripathi, learned standing counsel for the State of Uttaranchal on behalf of respondents no. 3 to 7.

Learned counsel for both the parties are agree to decide the writ petition at its admission stage itself.

By means of this writ petition the petitioner has prayed to issue following reliefs:

(i) *To issue a suitable writ, order or direction in the nature of Certiorari there by calling for record of the case and quashing the impugned suspension order dated 24.06.2006 passed by respondent no. 1.*

(ii) *To issue any other suitable writ, order or direction, as this Hon'ble Court may deem fit and proper under the facts and circumstances of the case*

By order dated 26.04.2006, respondent no. 1 has suspended the petitioner from service, who is working as Assistant Teacher LT Grade in the Institution. Chargesheet has already been furnished along with Suspension Order dated 26.04.2006 to the petitioner.

I do not think it proper to interfere with impugned order at this stage. Respondents are directed to appoint Inquiry Officer, in case, Inquiry Officer has yet not been appointed and Inquiry Officer is directed to conclude the inquiry within a period of two months from the date of production of certified copy of this order. Disciplinary Authority shall pass final order within a period of fifteen days from the date of submission of inquiry report.

With this direction the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J)

May 04, 2006
SKSharma